

Application No.: 09/955,507  
Response dated: March 25, 2004  
Reply to Office Action of December 8, 2003

### REMARKS

Reconsideration of the present claims, in light of the above claim clarifications and the Remarks which follow, is respectfully requested.

The claim now before the Examiner is 13, all other claims having been previously or currently cancelled.

The numbering in this response will follow that of the Examiner's Action.

1. No response necessary.
2. Concurrently with this response, an Information Disclosure Statement is being submitted with a clean copy of the reference previously submitted that was wholly or partially unreadable. Because this document and those submitted earlier (July 22, 2003) were in support of the Applicants' position on "cyclopentadienyl-type" language, Applicants request consideration of the document only in the context of explanation of the "cyclopentadienyl-type" language.

#### **Rejections Under 35 USC § 103**

3. *Claims 4, 5, and 7 stand Rejected under 35 USC § 103 as obvious over "Organometallics" 1994 (Chen, et al.) in view of U.S. 5,532,396 (Winter I, et al.) or U.S. 6,057,408 (Winter II, et al.).*

These claims have been cancelled.

Withdrawal of the Rejection is respectfully requested.

4. *Claims 4, 5, and 7-12 and 40 stand rejected under 35 USC § 103 (a) as obvious over Winter I.*

These claims have been cancelled.

Withdrawal of the Rejection is respectfully requested.

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**Double Patenting**

5. & 6. *Claims 4, 5, 7-12 and 40 stand Rejected under as obvious over claim 27 in view of claim 7 of US 6,034,192.*

These claims have been cancelled.

Withdrawal of the Rejection is respectfully requested.

7. No response necessary.
8. Claim 13 has been re-written in independent format, Applicants urge Allowance.
9. No response necessary.

All of the Examiner's Rejections and Objections have been addressed.  
The claim is in condition for allowance.

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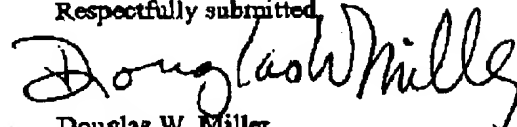
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Respectfully submitted,



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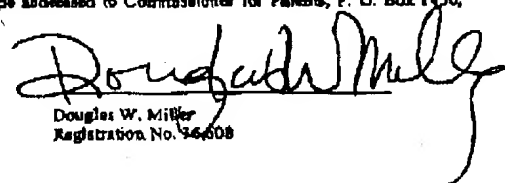
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CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being ~~facsimile~~ transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

March 23, 2004

Date



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